

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, MARCH 16, 1982

AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Killea at 8:40 a.m. The meeting was recessed by Deputy Mayor Killea at 10:09 a.m. to meet in Closed Session in the 12th floor Council Conference Room on pending litigation. The meeting was reconvened by Deputy Mayor Killea at 10:44 a.m. with Mayor Wilson not present. Deputy Mayor Killea recessed the meeting at 11:18 a.m. to meet as the Housing Authority and to reconvene as the Council at 2:00 p.m. The meeting was reconvened by Deputy Mayor Killea at 2:11 p.m. with Mayor Wilson not present. Deputy Mayor Killea adjourned the meeting at 2:33 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-excused by R-256066 (vacation).

- (1) Council Member Mitchell-present.
- (2) Council Member Cleator-present.
- (3) Council Member Golding-present.
- (4) Council Member Williams-present.
- (5) Council Member Struiksma-present.
- (6) Council Member Gotch-present.
- (7) Council Member Murphy-present.
- (8) Council Member Killea-present.

Clerk-Abdelnour (eb a.m.; mp p.m.)

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Council Member Mitchell-present.

Council Member Cleator-not present.

Council Member Golding-present.

Council Member Williams-not present.

Council Member Struiksma-present.

Council Member Gotch-present.

Council Member Murphy-not present.

Council Member Killea-present.

ITEM-310: WELCOMED

Welcoming 60+ visitors from TOLER ELEMENTARY SCHOOL who will

attend this meeting accompanied by MS. IRENE NETTER (teacher).
(DISTRICT-6.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B479-B522). Deputy Mayor Killea welcomed the group.

ITEM-330:

(Continued from the Meeting of January 19, 1982 to allow the developer to meet with concerned community groups regarding proposals for development.)

Matter of REZONING LOT 186 and a portion of LOT 187, EMPIRE ADDITION TO ENCANTO HEIGHTS, MAP-1254 (2.9 acres), located on the south side of Federal Boulevard between Winnett and 60th Streets, in the Southeast San Diego Community Plan area, from C-1S to R-1-5 Zone.

(Case-5-81-088 - City Initiated. DISTRICT-3.)

(Hearing open. Testimony taken. Mayor not present.)

Subitem-A: (R-82-1093) ADOPTED AS RESOLUTION R-256014

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-10-11 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-116) INTRODUCED, TO BE ADOPTED MARCH 29, 1982

INTRODUCTION of an ORDINANCE for R-1-5 Zoning.

FILE LOCATION:

ZONE 3/16/82

COUNCIL ACTION: (Tape location: A020-A406).

Hearing began 8:40 a.m. and halted 9:07 a.m.

Council Member Cleator entered 8:41 a.m.

Testimony requesting a continuance by Michael Sandoval.

Testimony in opposition to a continuance by Verna Quinn.

Council Member Murphy entered 8:43 a.m.

Council Member Williams entered 8:49 a.m.

Testimony in favor of the rezoning by Verna Quinn.

MOTION BY GOLDING TO CLOSE THE HEARING, ADOPT SUBITEM-A, AND INTRODUCE SUBITEM-B. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not

present.

ITEM-331: APPROVED AS RESOLUTION R-256015

(Continued from the Meeting of February 16, 1982 at applicant's request.)

Matter of a RESOLUTION granting or denying the request of WILLIAMSON ENTERPRISES, by James H. Miller, attorney, for a THIRD EXTENSION OF TIME of 18 months on CONDITIONAL USE PERMIT CUP-408-PC. The original permit was granted by the City Council on March 6, 1975 by Resolution R-212731, for permission to construct and operate a travel trailer park of 498 spaces on a 24-acre tract, located on the westerly side of Hollister Street, northerly of Conifer Avenue, in the South Bay area, and more particularly described as a portion of the SOUTH 1/2 of the NORTHEAST 1/4 of the SOUTHEAST 1/4, SECTION 21, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M., RECORD OF SURVEY 1950. A first extension of time of 18 months was granted by the City Council on 9/8/76, Resolution R- 216738. A second extension of time of 18 months was granted by the City Council on 3/14/78, Resolution R-220472.

(CUP 408-PC, EOT/3)

(Hearing open. No testimony taken.)

(South Bay Community area. DISTRICT-8.)

FILE LOCATION:

PERM CUP-408

COUNCIL ACTION: (Tape location: A418-A441).

Hearing began 9:08 a.m. and halted 9:09 a.m.

MOTION BY MITCHELL TO CLOSE THE HEARING AND ADOPT RESOLUTION APPROVING THE EXTENSION OF TIME WITH AMENDMENTS TO THE CONDITIONAL

USE PERMIT RECOMMENDED BY THE ENGINEERING DEPARTMENT. Second by

Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-332:

(Continued from the Meeting of February 9 and 16, and March 2, 1982. Last continued at the City Manager's request.)

Four actions relative to the IMPROVEMENT of FAIRMOUNT AVENUE between MISSION GORGE ROAD and TWAIN AVENUE on Resolution of Intention No. R-255576.

(1911 Street Improvement Act.)

(Hearing open. Testimony taken. Districts 2, 3, and 5 not present.)
Today's actions are:

Subitem-A: (R-82-938) ADOPTED AS RESOLUTION R-256020
Adoption of a RESOLUTION approving the PLANS and SPECIFICATIONS.

Subitem-B: (R-82-939) ADOPTED AS RESOLUTION R-256021
Adoption of a RESOLUTION ORDERING WORK and directing NOTICE INVITING BIDS.

Subitem-C: (R-82-940) ADOPTED AS RESOLUTION R-256022
Adoption of a RESOLUTION INVITING SEALED PROPOSALS.

Subitem-D: (R-82-1267) ADOPTED AS RESOLUTION R-256023
Adoption of an 8-vote RESOLUTION OF FEASIBILITY.
(Grantville Community area. DISTRICT-7.)

FILE LOCATION:

STRT D-2235

COUNCIL ACTION: (Tape location: E014-281).

Hearing began at 2:12 p.m. and halted at 2:32 p.m.

Testimony by John A. Rose and Charles Little.

By common consent, Deputy Mayor Killea closed the hearing.

MOTION BY MURPHY TO ADOPT SUBITEMS A THROUGH D. TO AVOID THE NECESSITY OF TEARING UP FAIRMOUNT AVENUE TWICE, THE CITY MANAGER IS

DIRECTED TO INCLUDE THE WATER MAIN IMPROVEMENT TO THE PROJECT UTILIZING WATER UTILITIES FUNDS, AND IN DUE COURSE, TO PURSUE THE NECESSARY EASEMENTS ON PRIVATE PROPERTY. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S500: (R-82-1556) ADOPTED AS RESOLUTION R-256016

Authorizing the CITY MANAGER to SUBMIT changes to the 1982 CDBG GRANT APPLICATION to reflect a reduced ALLOCATION of \$11,401,195 to the UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), under TITLE I of the Housing and Community Development Act of 1974, as amended in 1978; authorizing the CITY MANAGER, upon approval of said changes by HUD, to EXECUTE said GRANT AGREEMENT and IMPLEMENT the projects contained therein.

(See City Manager Report CMR-82-76, Committee Consultant

Analysis PSS-82-5 and PSS Committee Consultant's memorandum to Mayor and Council dated 3/11/82.)

COMMITTEE ACTION: Reviewed by PSS on 3/10/82. Recommendation to ADOPT the Resolution. Districts 1, 5, 6, 7 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A447-B479, B526-602).

MOTION BY WILLIAMS TO ADOPT WITH CHANGES AS RECOMMENDED BY THE

CITY MANAGER IN EXHIBIT A EXCEPT NUMBER 11, 43RD AND OCEAN VIEW BLVD. IMPROVEMENTS. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding- yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ADDITIONAL BUSINESS: Following consideration of this item, the Council heard testimony by Reese Jarrett, Director of Southeast Economic Development Corporation, regarding the contract with Gail Stoorza Company for Public Relations Services which had been approved by the Council on Monday, March 15, 1982, by Resolution R-256010.

ITEM-S501: (R-82-1322) Trailed from a.m. session to p.m. session
ADOPTED AS RESOLUTION R-256024

(Continued from the Meetings of March 1 and March 9, 1982.
Last continued at the Manager's request.)

Authorizing the San Diego Housing Commission to acquire the property at 5326 REX AVENUE, the property at 3617-19 - 42nd STREET, the property at 3420 - 43rd STREET, and the property at 3335 VAN DYKE for the CONSTRUCTION of HUD-FINANCED RENTAL HOUSING for LOW-INCOME FAMILIES; authorizing the release of \$351,900 from the FIFTH COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT YEAR, FUND 18515, DEPT. 5905, ORG. 5908 (LOW-INCOME HOUSING SITE ACQUISITION PROJECT), for PURCHASING the following sites:

1. 5326 Rex Avenue \$ 81,300
2. 3617-19 - 42nd Street 85,300
3. 3420-43rd Street 185,300;

authorizing the release of \$117,300 from the SIXTH COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT YEAR, FUND 18516, DEPT. 5972, ORG. 7202 (LOW-INCOME HOUSING SITE ACQUISITION PROJECT), for PURCHASING the following site:

3335 Van Dyke \$177,300.

(Mid-City Community area. DISTRICT-3.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C090-530, E285-295).

MOTION BY WILLIAMS TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, Golding-yea, Williams-yea, Struiksma- yea, Gotch-yea, Murphy-nay, Killea-yea, Mayor Wilson-not present.

ITEM-S502: (R-82-1521) ADOPTED AS RESOLUTION R-256017

Authorizing the execution of a GRANT DEED conveying the City's interest in the property located in the area of 54TH STREET and TROJAN AVENUE to the HOUSING AUTHORITY OF THE CITY OF SAN DIEGO for the purpose of UTILIZING said property for the DEVELOPMENT and OPERATION of RENTAL HOUSING UNITS which are to be AVAILABLE to LOW-INCOME PERSONS and FAMILIES for a consideration of \$70,000 to be paid to the GAS TAX FUND; dedicating as right-of-way, and naming 54TH STREET.

(Mid-City Community area. DISTRICT-3.)

FILE LOCATION:

DEED F-1325

COUNCIL ACTION: (Tape location: C530-C650).

MOTION BY GOTCH TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea, Cleator-nay, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-nay, Killea-yea, Mayor Wilson-not present.

ITEM-CS-1: (R-82-1490) ADOPTED AS RESOLUTION R-256018

A Resolution adopted by the City Council in Closed Session on March 16, 1982:

Authorizing the City Manager to pay the sum of \$4,196.69 in full settlement of each and every claim against the City of San Diego, its agents and employees, resulting from the property damage to George Coulter; authorizing the City Auditor and Comptroller to issue one check to the contractor doing the repairs in the amount of \$4,196.69 made payable to Luth and Turley, Inc. in full settlement of all calims.

FILE LOCATION:

MEET

ITEM-CS-2 (R-82-1590) ADOPTED AS RESOLUTION R-256019

A Resolution adopted by the City Council in Closed Session on March 16, 1982:

Authorizing the City Manager to pay the sum of \$8,000 in the

settlement of Superior Court Case NO. 431076, Maintenance Engineers v City of San Diego, and each and every claim against the City of San Diego, its agents and employees, resulting from an alleged breach of contract by the City with Maintenance Engineers; authorizing the City Auditor and Comptroller to issue one check in the amount of \$8,000 made payable to Maintenance Engineers and their attorneys, Baxley & Elliott, in full settlement of the lawsuit and all claims.

FILE LOCATION:

MEET

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Killea at 2:33

p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E295-296).